

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

_____)	
KIMBERLY C. CUTONE and,)	
ANTHONY CUTONE)	
)	
Plaintiffs,)	
v.)	Civil Action No. 04-CV-12725 (JLT)
)	
ELI LILLY AND COMPANY,)	
)	
Defendant.)	
_____)	

[PROPOSED] ORDER

UPON CONSIDERATION of Defendant's Motion to Strike the Statement of Philip Cafferty, and Plaintiff's opposition filed thereto, it is this _____ day of _____, 2006,

ORDERED, that Defendant Eli Lilly and Company's Motion be, and hereby, is **DENIED**.

JOSEPH L. TAURO, U.S.D.J.